

Rahm Emanuel Johnson

Department of Police · City of Chicago

Eddie T.

Mayor

Superintendent of Police

3510 S. Michigan Avenue • Chicago, Illinois 60653

15 February 2019

Elliott Ramos Editor WBEZ 91.5 Chicago eramos@wbez.org

Re: NOTICE OF RESPONSE TO FOIA REQUEST

FOIA FILE Number: P471023

Dear Mr. Ramos:

The Chicago Police Department is in receipt of your Freedom of Information Act (FOIA) request for the following:

"A data set of vehicles identified and reported as stolen, spanning a period from 2014-2018.

I am requesting the following fields be included: Date reported stolen, License Plate, VIN, Status update/or any field indicated vehicle was recouped."

Your request was reviewed by the undersigned. Please be aware that your request for LEADS information is denied. 5 ILCS 140/7(1)(a) exempts: "[i]nformation specifically prohibited from disclosure by federal or State law rules and regulations implementing federal or State law." Please be advised that "queries" are performed via the Illinois Law Enforcement Agencies Data System (LEADS). LEADS is a statewide computerized data network that is designed to provide justice-related information to authorized criminal justice agencies. Per 20 Ill. Adm. Code 1240.80(d), "LEADS data shall not be disseminated to any individual or organization that is not legally authorized to have access to the information." Illinois courts have recently held that this administrative regulation specifically prohibits a public body from "disclosing information regarding inquiries performed by LEADS users" via FOIA and that "the public is not entitled to view or possesses data that is transmitted through, received through or stored in LEADS." Accordingly, LEADS data are exempt from production under FOIA pursuant to Section 7(1)(a).

You have the right to have a denial reviewed by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General, 500 S. Second St., Springfield, IL 62706, (877)299-3642. You also have the right to seek judicial review of your denial by filing a lawsuit in the Cook County Circuit Court under 5 ILCS 140/11.

Sincerely,

Cindy Lynch

Freedom of Information Officer Chicago Police Department